





IN THE MATTER OF THE

COURT MARTIAL

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CAPT. TIMOTHY CONNELLY.

PROCEEDINGS

OF THE

General Court Martial,

HELD AT

CAMP HALLECK,

NEVADA.

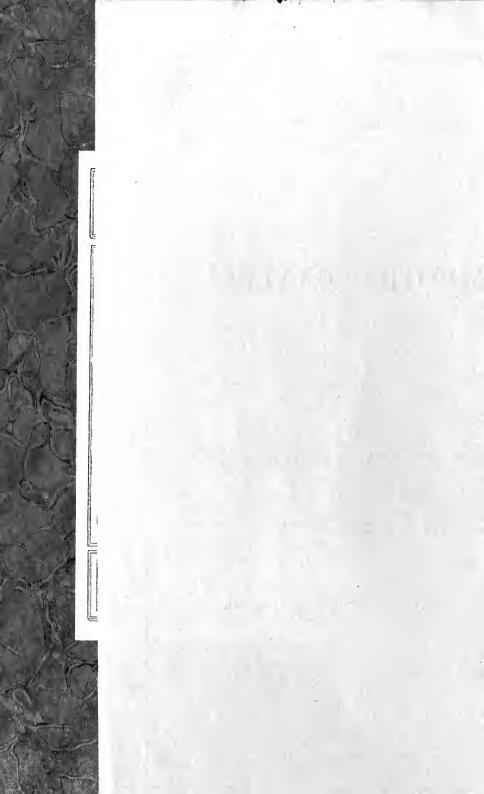
Together with other Documents relating thereto.

SAN FRANCISCO, CAL.

A. F. Woodbridge, Printer, 224 Montgomery St., 1.881.







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1881.

[4333.]

WAR DEPARTMENT, WASHINGTON CITY, May 5, 1881.

Sir,-

I have the honor to transmit herewith copy of the Record of Trial by Court Martial, in 1869, of Capt. Timothy Connelly, 9th Infantry, which was requested in your letter of the 12th ultimo.

Very respectfully,

Your obedient servant,

ROBT. T. LINCOLN,

Secretary of War.

Hon. P. D. Wigginton, San Francisco, Cal.

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Proceedings of a General Court Martial convened at Camp Halleck, Nevada, by virtue of the following order:

Headquarters Military Division of the Pacific, San Francisco, Cal., May 12th, 1869.

(Special Orders, No. 12.)

I. A General Court Martial is hereby constituted to assemble at Camp Halleck, Nevada, at 12 o'clock M., on Thursday, the 20th instant, or as soon thereafter as practicable, for the trial of Captain Timothy Connelly, 9th Infantry, and such other prisoners as may properly be brought before it

Detail for the Court.

- 1. Brevet Major General O. B. Willcox, Colonel 12th Infantry.
- 2. Lieutenant-Colonel G. W. Wallace, 12th Infantry.
- 3. Brevet Colonel J. McL. Taylor, Commissary of Subsistence.
- 4. Captain S. P. Smith, 8th Cavalry.
- 5. Brevet Colonel A. G. Tassin, Captain 12th Infantry.
- 6. Brevet Major J. H. Mahnken, 1st Lieutenant 8th Cavalry.
- 7. Brevet Captain A. W. Preston, 2d Lieutenant, 8th Cavalry.

Brevet Lieutenant E. R. Platt, Captain, 2d Artillery, is detailed as Judge Advocate.

No other officers than those named can be assembled without manifest injury to the service.

The Court will set without regard to hours; and, in the event of the absence of any of the members detailed, it will nevertheless organize, and proceed with the business before it, provided, the number present be not less than the minimum prescribed by law.

By order of Major General Halleck.

James B. Fry, Assistant Adjutant General.

Official.

Robert N. Scott, Brevet Lieutenant Colonel, U. S. A., A. A. A. G.

> Camp Halleck, Nevada, 10 A. M., May 24th 1869.

The Court met pursuant to the foregoing order. Present all the members, the Judge Advocate, and Capt. T. Connelly, the accused.

The order convening the Court was read, and the accused was asked if he objected to any of the members named therein; to this he re-

plied in the negative. The members of the Court were then duly sworn by the Judge Advocate, and the Judge Advocate was duly sworn by the Presiding Officer; these oaths being administered in the presence of the accused, who was then arraigned on the following Charge and Specification:

Charge and Specification against Capt. Timothy Connelly, 9th Infantry.

CHARGE.

Conduct unbecoming an officer and a gentleman. Specification 1st. In this, that Capt. Timothy Connelly, 9th Infantry, being in command of Company "I." of that regiment, did sell the savings of company rations, and other property belonging to the company to the amount of Twelve Hundred Dollars (\$1200.00) more or less, and did only account for Five Hundred Dollars (\$500.00) more or less, of that sum.

This at Camp Ruby, Nevada, during the months of September, October, November and December, 1868, and the month of January, 1869.

Specification 2d. In this, that Captain Timothy Connelly, 9th Infantry, being in command of Company "I" of that Regiment, did sell to William Hoag twenty-nine thousand four hundred and seventy-seven (lbs. 29,477) of barley, the property of said company, at the rate of four and one-half cents ($4\frac{1}{2}$ cents) per pound, and did enter the transaction on the company fund account, as being at the rate of four (4) cents per pound, and did fail to account for the difference, amounting to one hundred and forty-seven dollars and thirty-eight cents (\$147.38.)

This at Camp Ruby, Nevada, in the month of December, 1868.

Specification 3d. In this, that Captain Timothy Connelly, 9th Infantry, being in command of Company "I" of that regiment, having paid for hauling twenty-nine thousand four hundred and seventy-seven (29,477) pounds of barley, the property of said company, at the rate of eight dollars (\$8.00) per thousand pounds (lbs. 1,000) did enter the transaction on the company fund account as being at the rate of ten dollars (\$10.00) per thousand, and did fail to account for the difference, amounting to fifty-eight dollars and ninety-five cents (\$58.95.)

This at Camp Ruby, Nevada, in the month of December, 1868.

By command of General Ord.

(Signed) F. K. Platt,

Bvt. Lt. Col. J. A. Dept. of Cal.

To which charge and specification the accused pleaded as follows: To the first specification, Guilty; except the words, "and did only account for five hundred dollars (\$500.00), more or less, of that sum," and of the excepted words, Not Guilty.

To the second specification, Guilty, except the words, "and did fail to account for the difference, amounting to one hundred and forty-seven dollars and thirty-eight cents (\$147.38)," and of the excepted words, Not Guilty.

To the third specification, Guilty; except the words, "and did fail to account for the difference, amounting to fifty-eight dollars and ninety-five cents (\$58.95)," and of the excepted words, Not Guilty.

To the charge, Not Guilty.

The Court then took a recess for fifteen minutes to enable the Judge Advocate to transact some necessary business.

On re-assembling, all the members, the Judge Advocate, and the accused, being present. The Judge Advocate (handing paper to the accused), asked him to admit that paper is an accurate and true copy of the Company Fund account of Co. "I." 9th Infantry, for the months of September, October, November and December, 1868, and January, 1869. The accused made the desired admission.

The paper was then read by its title; submitted in evidence. Appended marked "A."

The prosecution here rested.

Sergeant Murphy, a witness for the defence was called before the Court and duly sworn:

By J. A. State your name, rank, company and regiment?

Ans. Andrew Murphy, 1st Sergeant, Co. "I," 9th infantry.

By Accused. What duty were you performing during the month of December, 1868?

Ans. 1st Sergeant, Company "I," 9th infantry.

By Accused. Did you ever see the Company Fund account for that month. If so, when $\hat{\imath}$

Ans. I saw it during the month, but don't remember the date.

By Accused. What knowledge did you have of the expenditures made by Capt. Connolly for the benefit of Co. "I," 9th Infantry, during the month of December, 1868?

Ans. I knew about the expenditures. I made some of them myself, and others the Captain made.

By Accused. Do you know that Capt. Connelly expended for the company during the month of December, 1868, any money which was not charged to the company in the fund account?

Ans. I do.

By Accused. How do you know?

Ans. I was present when some of the purchases were being made.

By Accused. What were the expenditures ?

Ans. Whisky was one of the articles bought. I don't recollect them all.

By Accused. About how much money was expended in this way by Capt. Connelly during the month of December, 1868?

Ans. Over two hundred dollars.

By Accused. Are you positive it was over two hundred dollars ?

Ans. It was over two hundred dollars.

By Accused. Can you specify any of the items?

Ans. There was whisky, and money paid for working in the company garden, and citizens for threshing, and butter, and other things.

By Accused. Do you know why these sums were not charged against the company by Capt. Connelly, in his company fund account?

Ans. They were not charged at my suggestion, and others, as the captain thought they would be disallowed.

By Accused. How do you know they would be disallowed?

Ans. The Captain said they would be disallowed.

By Accused. Do you know how Capt. Connelly expected, or intended, to cover these disbursements made by him and not charged against the company, in his company fund account?

Ans. By charging a little more on the freight of his barley, so as to cover this.

By Accused. How do you know this?

Ans. It was at my suggestion, and others. He had to cover them in some way and not lose, himself.

By Accused. Do you know how much Capt. Connelly paid for the hauling of the company's barley?

Ans. Eight dollars per thousand pounds.

By Accused. Do you know how much he charged against the Company Fund account for said hauling?

Ans. Ten dollars per thousand pounds.

By Accused. Do you know how and why he charged more than he paid for hauling the said barley?

Ans. To cover other expenses that he considered would be disallowed.

By Accused. What were the expenses that he thought would be disallowed?

Ans. The expenses I have already enumerated.

By Accused. Did Capt. Connelly employ soldiers on the company's

ranch?

Ans. Yes, sir.

By Accused. Were those soldiers paid for their work on the company's ranch?

Ans. They were.

By Accused. By whom were they paid?

Ans. By Capt. Connelly.

By Accused. Do you know whether the amounts paid the soldiers by Capt. Connelly for their work, on the company's ranch, was charged against the company fund account?

Ans. It was not.

By Accused. How many soldiers were employed on the company's ranch during the summer and fall of 1868?

Ans. There was as high as sixteen sometimes. Sometimes more, sometimes less.

By Accused. Were they all paid for their work?

Ans. They were.

By Accused. By whom-and how much to each soldier?

Ans. By Capt. Connelly. Some got as high as twenty-five dollars; some less,

By Accused. Do you know why these sums were not charged in the company fund account?

Ans. The Captain considered they would be disallowed.

By Accused. When did Captain Connelly make the payment to the men employed on the company's ranch?

Ans. During the month of December, 1868.

By Accused. Do you know whether Capt. Connelly ever sold any savings that did not belong to the company and which were not included in the company bills?

Ans. I do.

By Accused. To whom did the savings belong?

Ans. To Doctor Kirke.

The Judge Advocate here stated that he desired the accused should be directed to confine himself to the case before the Court.

At the request of a member the court was cleared.

On being re-opened—accused and witness present. The accused was informed that his latter question was foreign to the case and that no more of the kind would be allowed.

The accused submitted the following, in writing, to the Court. Read to the Court by the Judge Advocate.

"I desire to show to the Court, by this testimony, that I expended for the use of my company all the money that it is alleged I failed to account for. I deem it relevant, and of the first importance in my case; indeed, this is my defence, as I plead guilty to all but the failure to account for the money. I propose to prove to the satisfaction of the Court that I did spend the money for the use and benefit of the company, and that I did not charge these expenditures in the company fund account against the company. I sincerely trust the Court will permit me to prove these facts, as by this proof I hope to show that there was no criminality on my part, and that I derived no benefit whatever from the amount under and overcharged, and that the Court will see that my motive for doing a wrong, was that I might do a great good for my company."

At 11 a. m. the Court took a recess, to give time for putting up a stove in the court-room.

At 12 a. m. the Court re-assembled. Present—all the members, the Judge Advocate, and the accused.

Sergeant Murphy resumed the stand.

By J. A. Did you usually make out the company fund account of Co. "I," 9th infantry?

A. I did not.

By J. A. Where was the fund book kept?

Ans. Sometimes in the Captain's possession. Sometimes in the orderly room. As a general thing it was in the Captain's possession

By J. A. How much, do you know, was expended for articles furnished the company in December and not entered on the fund account?

Ans. There was over one hundred dollars during that time. There were ten gallons of whisky at six dollars per gallon. There was food for citizens, threshing on the farm, and men paid for working on the farm. Capt. Connelly bought the whisky; some of it from Wadworth, some of it from Callahan & Flynn. I was present when it was bought from Wadsworth, and received that bought from Callahan & Flynn.

By J. A. Did you have constant access to the company fund account?

Ans. Yes sir; every time I wanted to see it. I saw it very often.

By J. A. Who made out the company fund account?

Ans. As a general thing, Sergeant Repper.

By J. A. Explain the item of one hundred and eight dollars

and seventy-five cents for sundries, on the 21st day of December.

Ans. The names of them things I don't know.

By J. A. Was not the extra duty pay of the men who worked on the farm included in that item of sundries?

Ans. It was not.

By J. A. How do you know it was not?

Ans. The majority of the sundries I purchased myself.

By J. A. Did you purchase sundries to the amount of \$108.75 in December last ℓ

Ans. I did not keep account of the purchases I made. I received money from the Captain.

By J. A. Do you remember a conversation at the Sutler's Store at this post, in which you made brags the Captain did not dare to reduce you?

Ans. No, sir.

By J. A. No conversation of anything of that kind ever took place?

Ans Not that I recollect, sir.

By Court. Was any of the barley hauled by Government teams? If so, how much?

Ans. I could not say. I do not know.

By Court. Did you ever have any private money transactions with the accused ?

Ans. I did.

J. A. State the nature of these transactions.

Ans. Capt. Connelly gave me some money at one time, sometime in 1868. I don't remember the month.

By J. A. What did he give you the money for !

Ans. I suppose on account of my taking a little better care of things than others did.

By J. A. How much did he give you?

Ans. One hundred dollars.

By J. A. Was this hundred dollars one of the expenses that could not be put on the fund account?

Ans. Not to my knowledge.

By J. A. What did the Captain say when he gave you the money?

Ans. I don't remember.

By J. A. Do you suppose Captain Connelly gave you a hundred dollars because you did your duty well?

Ans. That was my impression.

By J. A. Was this hundred dollars part of the company fund of

Company "I."

Ans. No, sir.

By J. A. Was it the Captain's private money?

Ans. I understood it so.

By J. A. Did you do anything in return for this hundred dollars, or had you done anything for it?

Ans. Nothing but my duty as a soldier.

 B_{ℓ} J. A. Is Capt. Connolly in the habit of giving a hundred dollars to his meritorious non-commissioned officers ℓ

Ans. I do not know, sir.

By J. A. On your oath, now, was not that sum given you to induce you to keep quiet about this matter of company fund, or some other peculation?

Ans. No, sir.

By J. A. How long have you been in service?

Ans. Ten years.

By J. A. How many captains have you served with?

Ans. Capt. Connelly is the 3d.

By J. A. Did you ever know of other captains giving a hundred dollars out of their own pocket as a reward to their non-commissioned officers ℓ

Ans. I never knew whether they did or not.

By J. A. Did you believe the money was given to you as a reward for the excellent manner of discharging your duty to the Government?

Ans. I considered it so.

By Accused. Did Capt. Connelly have to coax you to do the orderly duty of the company in 1868, in consequence of the condition of the company when he took charge of it?

Ans. He did.

By Court. How do you know the amount paid the men for working on the ranch was not charged against the company?

Ans. I was present when the company fund account was made out, and I suggested myself and others, and know it was not taken up.

By J. A. You only know, then, that this money was not entered in one account as paid to the men, and don't know that it was not charged as something else?

Ans. It was not charged as something else.

By J. A. How do you know this.

Ans. I can't say how I know it.

By Court. Do you know of Capt. Connelly's having paid to any

other soldier money for faithfully performing his duty. If so, to whom, and how much?

Ans. I do not know of any others except myself.

The testimony of this witness was read over to him, and he retired from the Court.

Sergeant Frederick W. Repper, Co. "I" 9th Infty., a witness for the defence, was called before the Court and duly sworn.

By Accused. What duty were you performing during the month of December, 1868?

Ans. Clerk in Quartermaster's Dept. at Camp Ruby, Nevada.

By Accused. What knowledge did you have of the expenditures made by Capt. Connelly for the benefit of Comp. "I" 9th Infantry, during the month of December, 1868?

Ans. I made out the account current for the quarter ending on that month.

By Accused. Do you know that Capt. Connelly expended for the company, during the month of December, 1868, any money which was not charged to the company in the fund account?

Ans. Yes, sir, he did.

By Accused. How do you know.

Ans. He told me so. I saw amounts disbursed that were not included in the account current.

By Accused. What were the expenditures?

Ans. There was expenditure for extra duty pay on the ranch. There was whiskey bought, and on the farm there was an expenditure for reaping.

By Accused. About how much money was expended in this way by Captain Connelly during the month of December, 1868, and not charged by him against the company in the company fund account?

Ans. Several hundred dollars.

By Accused. Are you positive as to the amount?

Aus. No, sir, I am not directly positive.

By Accused. Can you specify any of the items?

Ans. I think there was something like a hundred dollars paid for extra duty pay on the ranch, and there was something like sixty dollars for whiskey and thirty dollars for reaping.

By Accused. Do you know why these items were not charged against the company by Captain Connelly in his company fund account?

Ans. He told me that he thought they would be disallowed.

By Accused. Do you know how Captain Connelly expected or

intended to cover these disbursements made by him, and not charged against the company in his company fund account?

Ans. By adding to the expenditures, or deducting from the receipts.

By Accused. How do you know this?

Ans. He told me this.

By Accused. Did Captain Connelly employ soldiers on the company's ranch?

Ans. Yes, sir

By Accused. Were these soldiers paid for their work on the company's ranch?

Ans. Yes, sir.

By Accused. By whom were they paid, and how much to each soldier?

Ans. By Capt. Connelly. Some men received as high as twenty-five dollars, and others in proportion to the time they had worked on the ranch.

By Accused. Do you know whether the amounts paid the soldiers by Capt. Connelly for their work on the company ranch was charged against the company in the company fund account?

Ans. It was not.

By Accused. Do you know why these sums were not charged in the company fund account?

Ans. Because he feared they would be disallowed.

By Accused. When did Capt. Connelly make the payment to the men employed on the company ranch?

Ans. In December, 1868.

By J. A. You say you know that Capt. Connelly made expenditures for the company which were not charged the company. How do you know this?

Ans. I was present when the expenditure was made, and when I was making out the account current I noticed it was not placed upon it.

By J. A. You only know then that it was not charged in the . form it had been paid, and don't know that the amount was not really charged as something else?

Ans. Yes, sir, so far as I know.

By J. A. How did you arrive at the sum of one hundred and eight dollars and seventy-five cents charged for sundries on December 21st?

Ans. Capt. Connelly called the items from a memorandum book

that he had.

By Court. What data did you have to make up the account current?

Ans. Such data as Capt. Connelly called off from his memorandum book.

The testimony of this witness was read over to him and he retired from the Court.

Private Timothy Hoban, of Co. "I," 12th Infantry, (formerly Co. "I" 9th Infantry) a witness for the defence, was called before the Court and duly sworn.

By Accused. Where were you stationed in the month of December, 1868?

Ans. Camp Ruby, Nevada.

By Accused. What duty were you performing during the months of September and October, 1868?

Ans. I worked on the ranch several months last year and I think a part of October.

By Accused. Were you ever paid anything for the work, and by whom, and how much?

Ans. I was paid twenty dollars coin for the whole work.

By Accused. Did you give a receipt to any one for that \$20?

Ans. No. sir.

By Accused. About what time were you paid the \$20?

Ans. I could not exactly tell, sir.

I did not keep any account of the time.

Bvt. Lt. Col. E. R. Platt, Capt. 2d Arty., a witness for the defense was duly sworn and gave as his testimony the following:

"I have known Capt. Connelly more or less well since Sept. 1865. I have never been stationed at the same post with him, but have met him often, and know that his reputation for zeal and efficiency was excellent. Before these transactions I never heard his honesty doubted."

Bvt. Col. J. McL. Taylor, C. S., a witness for the defense, was duly sworn.

By Accused. Please state how long and how intimately you have known the accused, and what has been his character during the time?

Ans. I have known the accused for about three years. But never have known him very intimately, but I have always thought him an active, faithful, zealous officer. That was his reputation.

The Judge Advocate then read a letter from Bvt. Maj. Gen. John H. King, Col. 9th Infantry, and admitted the statements it contained to be correct.

Letter appended marked "B."

Lieut. C. P. Fagan, 9th infantry, a witness for the defence, was duly sworn:

By Accused. How long and how intimately have you known the accused, and what has been his reputation during that time?

Ans. I first knew him about two years and a half ago, when I first joined my regiment. I have not been intimate with him until I joined the company a few months ago. His reputation, so far as I have known, as an officer, has been very good until the present.

By Accused. Did you relieve the accused from the command of Co. "I," 9th infantry?

Ans. I did.

By Accused. What was the condition and appearance of said company when you relieved him?

Ans. Excellent. *

The accused stated that he had no other witnesses to call, and at 2:10 P. M., the Court adjourned to meet at 11 A. M. to-morrow.

SECOND DAY.

Camp Halleck, Nevada, 11 A.M., May 25th, 1869.

The Court met pursuant to adjournment. Present, all the members, the Judge Advocate, and the accused.

The record of the proceedings of yesterday was read.

The accused submitted a written defence. Read to the Court by the Judge Advocate. Appended marked "C."

The Court then cleared and closed, and after mature deliberation. finds the accused Captain Timothy Connelly, 9th infantry, as follows:

Of the 1st specification, Guilty. Of the 2d "Guilty.

Of the 2d "Guilty. Guilty.

Of the charge, Guilty.

And does, therefore, sentence him, Captain Timothy Connelly, 9th infantry, to be dismissed the service.

E. R. Platt,

Bvt. Lt. Col., Captain 2d Art'y,
Judge Advocate.

O. B. Wilcox,

Col. 12 Infantry, Bvt. Maj. Gen'l,

President.

H'd Q'rs Milit'y Div. of the Pacific, San Francisco, May 29th, 1869.

The proceedings, findings and sentence in the foregoing case of

Captain Timothy Connelly, 9th Infantry, are approved, and, in conformity with the 65th Article of War, the proceedings are forwarded to the Secretary of War for the action of the President.

H. W. Halleck, Major General Comd'g.

War Department. Washington City, June 22d, 1869.

In conformity with the 65th of the Rules and Articles of War, the proceedings of the General Court Martial in the foregoing case of Capt. Timothy Connelly, 9th Infantry, have been forwarded to the Secretary of War, for the action of the President of the United States, and the proceedings, findings and sentence are approved.

The sentence will be duly executed.

John A. Rawlins, Secretary of War.

"A."

Copy of the Fund Account of Co. "I," 9th Inf.

Capt. T. Connelly, 9th U. S. Infantry, in account current with the Company Fund of Co. "I," 9th Infantry, for the months of September, October, November, December, 1868, and January, 1869:

Date. 1868. From what source received.	Dr.
Aug. 31. Balance on hand per last acct	\$ 187 68
Sept. Received at various times from sale of rations	255 00
Oet. " " " " "	70 00
Dec. 31. To 29,477 lbs. of barley at 4 cts. per lb	1179 08
Dec. 15. To sale of rations	13 00
Jan'y 1, '69. To sale of hogs	161 50
Jan'y 16, To sale of rations	10 00
Total received	\$1876 26
" expended	
Balance due Company Fund and transferred to Lieut. W. L. Carpenter, 9th Infantry, as per	
receipt	
1868. How expended.	Cr.
Sept. 11. 50 lbs. onions, at 10c. per lb	\$ 5 00
" " 1 ball twine	50
Oct. 3, For newspapers, 1 year	80 95
" 7, For spices	10 75
" 8, Powder and shot for hunting purposes for the Co	17 00

" 15,	For 2 brooms	2	00
" 30,	For potatoes and beets	83	00
	100 lbs. codfish and 110 lbs dried apples	32	18
"	For 3,314 lbs potatoes at 5 cts. per lb	165	70
44 66	" 4.000 lbs. turnips, at 1 ct. per lb	40	00
Nov. 7	For 5,158 lbs. potatoes, at 5 cts. per lb	257	90
Dec. 16,	" 26 lbs. raisens, at 75 cts. per lb	19	50
" 21,	" Sundries	108	75
	" For 40 chickens, at \$1 50 each	60	00
" "	" Eggs	1	50
"	" Transportation 29,477 lbs. of barley at \$10		
	per 1000 lbs	294	77
" 31,	" crushed sugar and lard	6	06
"	" $6\frac{1}{4}$ lbs butter at \$1 per lb	6	25
1869.			
Jan. 4,	For 150 lbs cabbage at 12 ets. per lb	18	00
" 8,	" 14 chickens at \$1 each	14	00
"	" postage on campany newspapers, 2 quarters	3	40
" 12,	" spices	5	5 0
" 16,	" 36 chickens at \$1 each	36	00
" 26,	" 22 lbs salt at $2\frac{1}{2}$ ets. per lb		55
	" 132 lbs dried apples at 16 cts. per lb	21	12
"."	" $76\frac{1}{2}$ lbs. codfish at 15 cts. per lb	11	47
· · ·	" 10 lbs lard at 22c. per lb	2	20
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Camp Ruby, Nev., Feb. 12, 1869.

A true copy of the Fund Account of Co. "I," 9th Infy.

W. L. Carpenter, 2d Lt. 9th Inf., Comd'g Co. "I."

"B."

Head Q'rs Ninth Infantry
Camp Reynolds, Angel Isl., May 18th, 1869.

Bvt. Lieut. Col. E. R. Platt, U. S. A.,

Judge Advocate Dep't of Cal.,

San Francisco, Cal.,

Colonel:

I first knew Capt. T.

Connelly in 1856, when he marched with me as First Sergeant of Co. "A," 1st Inf., from San Antonio, Texas, to Fort Belnap, a distance of 350 miles. He was again under my command in 1861, (holding the same position) from San Antonio, Texas, to Key West, Florida. When I joined my regiment on this coast $2\frac{1}{2}$ years ago, I found Capt. Connelly, then a First Lieutenant in the regiment, doing duty as Recruiting Officer in San Francisco.

I always found him military and zealous in the performance of his duties.

Very respectfully,
Your obedient servant,
John H. King,
Col. 9th Inf. Bvt. M. G.

" C."

Camp Halleck, Nevada, May 25th, 1868.

Mr. President and Gentlemen of the Court Martial:

I would respectfully invite your attention to the nature of the defence set up by me in extenuation of my errors as pleaded to. I trust that the evidence has shown fully that there was no evil intent on my part, and that the over and under charges made by me were for the benefit of my company and the benefit of the service. The results flowing from my efforts in behalf of my company are well known, and the present condition of the company will testify that, although the over and under charges were wrong, yet they were for a good purpose, and the company have derived the benefit of the error.

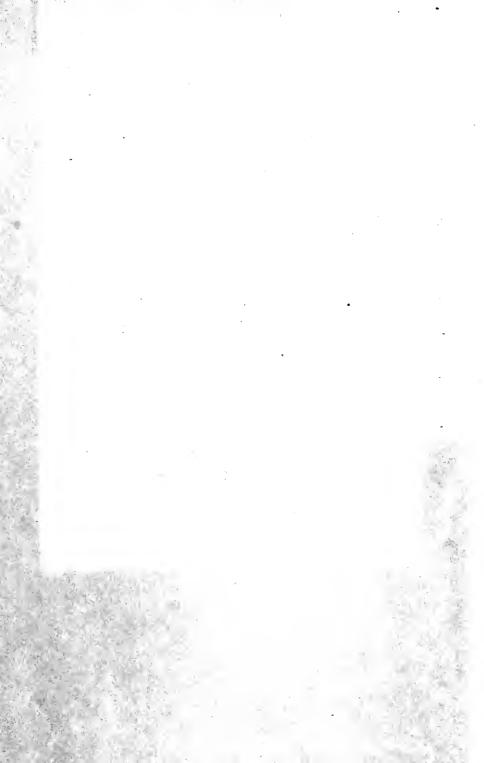
I have been twenty years in the U. S. Army. Six years of that time I have served as a commissioned officer, in the grades of First and Second Lieutenants and Captain, during this time. I have never had my character assailed in any way, and I have always had the good will of my superiors. I earnestly trust the Court will take into consideration my motive, and trusting in its impartiality and leniency,

I have the honor to be, your most obedient servant,

T. Connelly, Capt. 9th U. S. Infantry.

War Department, No 4,333, 1881, Official copy.

Signed, D. G. Swaim,
Judge Advocate General.





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